

In the  
Indiana Supreme Court

**IN THE MATTER OF** )  
 )  
**THE APPOINTMENT OF** )  
 )  
**THOMAS F. MARSHALL AS** ) **Case No.**  
 )  
**SENIOR JUDGE IN THE** )  
 )  
**RUSH CIRCUIT COURT** )

**ORDER AMENDING SENIOR JUDGE APPOINTMENT**

The presiding judge of the Rush Circuit Court has requested the appointment of Senior Judge Thomas F. Marshall for service in that court for 2005, pursuant to Ind.Code §33-4-8-1.

This Court adopted revisions to Administrative Rule 5 on December 3, 2003, which made certain changes to the senior judge program in recognition of the importance of senior judges to the administration of justice in Indiana trial courts. Accordingly, we find that the Rush Circuit Court has demonstrated the need for additional judicial resources based on this court's most recent weighted caseload statistics. We find further that the presiding judge of the Rush Circuit Court is faced with circumstances which warrant the appointment of senior judges to that court at the discretion of the presiding judge and without limitation. Senior Judge Thomas F. Marshall has been certified as a senior judge by the Judicial Nominating Commission for the calendar year 2005 pursuant

to Ind. Code §33-2.1-4-17. This Court may re-examine the appointment made herein at a later date in light of weighted caseload statistics and other circumstances, and make adjustments accordingly.

IT IS, THEREFORE, ORDERED that Senior Judge Thomas F. Marshall is appointed to serve in the requesting trial court at the discretion of the requesting judge, effective **April 1, 2005**. This appointment shall remain in effect until **December 31, 2005**. Pursuant to Ind. Code §33-4-8-5, the senior judge appointed by this Court in this Order may not be compensated as senior judge for more than one hundred (100) days in the aggregate during the 2005 calendar year.

The Clerk of this Court is directed to forward a certified copy of this order to the Honorable Barbara Arnold Harcourt, presiding judge of the Rush Circuit Court; to the Honorable Thomas F. Marshall; to the clerk of the Rush Circuit Court for entry in the Record of Judgments and Orders; to the Indiana Judicial Center; to the Judicial Qualifications Commission; and to the Division of State Court Administration, Payroll Section.

DONE at Indianapolis, Indiana this \_\_\_\_\_ day of May, 2005.

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Randall T. Shepard  
Chief Justice of Indiana